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Attorneys for Plaintiff

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

UNITED STATES OF AMERICA,)
)
Plaintiff,)
)
v.)
)
EFRAIN CASTILLO-CHUN,)
)
Defendant.)
_____)

No. CR 08-0190 JSW

STIPULATION AND ~~PROPOSED~~
ORDER EXCLUDING TIME FROM
APRIL 17, 2008 THROUGH MAY 18,
2008

On April 17, 2008, the parties in this case appeared before the Court for a status conference. At that time, the parties stipulated that time should be excluded from the Speedy Trial Act calculations from April 17, 2008 through May 18, 2008, for effective preparation and continuity of defense counsel. The parties represented that granting the continuance was the reasonable time necessary for effective preparation of defense counsel, taking into account the exercise of due diligence. See 18 U.S.C. § 3161(h)(8)(B)(iv). The parties also agreed that the

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STIP. AND ORDER
CR 08-0190 JSW

ends of justice served by granting such a continuance outweighed the best interests of the public and the defendant in a speedy trial. See 18 U.S.C. § 3161(h)(8)(A).

SO STIPULATED:

JOSEPH P. RUSSONIELLO
United States Attorney

4/17/2008
DATED: _____

/s/ Derek Owens

DEREK R. OWENS
Assistant United States Attorney

4/18/2008
DATED: _____

/s/ Jodi Linker

JODI LINKER
Attorney for Mr. Castillo-Chun

As the Court found on April 17, 2008, and for the reasons stated above, the Court finds that an exclusion of time between April 17, 2008 through May 18, 2008, is warranted and that the ends of justice served by the continuance outweigh the best interests of the public and the defendant in a speedy trial. See 18 U.S.C. §3161 (h)(8)(A). The failure to grant the requested continuance would deny defense counsel the reasonable time necessary for effective preparation, taking into account the exercise of due diligence, and would result in a miscarriage of justice. See 18 U.S.C. §3161(h)(8)(B)(iv).

SO ORDERED.

April 21, 2008
DATED: _____


THE HONORABLE JEFFREY S. WHITE
United States District Court Judge